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Attorneys for Defendants
CITY OF SANTA ROSA; EDWIN FLINT, in his capacity
as Chief of Police for the CITY OF SANTA ROSA;
RICH CELLI, an individual and Officer of the
SANTA ROSA POLICE DEPARTMENT; TRAVIS MENKE,
an individual and Officer of the SANTA ROSA POLICE DEPARTMENT;
and PATRICIA MANN, an individual and Officer of the
SANTA ROSA POLICE DEPARTMENT

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

PATRICIA DESANTIS, et al.,
Plaintiffs,

v.

CITY OF SANTA ROSA, et al.,
Defendants.

Case No. C 07-3386 JSW (consolidated with
C 07-4474)

**DEFENDANTS' OBJECTION TO
PLAINTIFF ADRIANNE DESANTIS'S
OPPOSITION TO DEFENDANTS'
MOTION FOR SUMMARY
JUDGMENT**

Date: October 17, 2008
Time: 9:00 a.m.
Ctrm: 2

Trial Date: January 20, 2009

TO THE COURT AND TO PLAINTIFFS AND THEIR ATTORNEYS OF RECORD:

Defendants object to the Opposition and accompanying Declaration of Benjamin Nisenbaum in opposition to Defendants' Motion for Summary Judgment filed on September 26, 2008 in the above-captioned matter as plaintiff's opposition was not timely filed and defendants did not have an opportunity to review said opposition before filing their reply.

Defendants request that the court strike and not consider plaintiff Adrienne DeSantis's Opposition to Defendants' Motion for Summary Judgment and the Declaration of Benjamin

1 Nisenbaum and exhibits thereto.

2 Dated: September 29, 2008

/s/

Caroline L. Fowler

City Attorney

Attorney for Defendants

City of Santa Rosa, Santa Rosa Police Chief Ed Flint,
Santa Rosa Police Officers Rich Celli, Travis Menke,
and Patricia Mann